

MINUTES OF THE SELMA CITY COUNCIL
AUGUST 13, 2007
5:00 P.M.

Call to Order

Invocation: Reverend Mark Dukes, Pastor
The Freedom Foundation

Pledge of Allegiance

Roll Call

The Selma City Council met in a regular session in the Council Chambers of City Hall on Monday, August 13, 2007 at 5:00 p.m. with the following members present during roll call: Council President George Evans and Council members Reid Cain, Jean T. Martin, Geraldine Allen, Johnnie M. Leashore, and Councilwoman Jannie Venter. Others present were Mayor James Perkins, Jr., City Clerk Lois Williams, Assistant City Clerk Ivy S. Harrison, City Attorney Jimmy Nunn, Mayor's Executive Assistant Darlene Rudolph and City Treasurer Cynthia Mitchell. Councilwoman Crenshaw was absent during roll call, but arrived at 5:09 p.m. Councilman Randolph was absent during roll call, but arrived at 5:17 p.m. Councilman Williamson was absent due to hospitalization.

APPROVAL OF AGENDA:

President Evans asked for the approval of the agenda items. A motion was made by Councilman Cain, and seconded by Councilwoman Venter, to approve the agenda. **The motion carried with a unanimous (show of hands) vote of the Council members present.**

APPROVAL OF MINUTES:

After approval of the agenda, President Evans asked for a motion to approve the minutes of the July 23, 2007 regular meeting. A motion was made by Councilman Cain, and seconded by Councilwoman Allen, to approve the minutes, with the amendments and changes made. During discussion, Councilwoman Crenshaw stated she thought the whole point was that just taking that poll corrected the minutes, so definitely they do not have to go back and correct them. President Evans stated, for the record, that the poll did not correct any Minutes of 2004 by this Council, and that that was not the intent, or the purpose of that discussion, nor the vote. **The motion carried with a majority (show of hands) vote of the Council members present. There were five ayes and one abstention. Councilman Leashore abstained from voting.**

CITIZENS' REQUESTS

Reverend Mark Dukes

Re: Old Town Neighborhood Meeting

Reverend Glenn King

Re: Alabama Baptist State Congress

Miss Timorra Price

Re: Good Samaritan Hospital - Plaque

A request was made for the City of Selma to accept the responsibility to have a plaque designating Good Samaritan Hospital (owned by ADECA, and leased by the City of Selma) as an affiliated site of the Selma-To-Montgomery National Historic Trail placed on the Good Samaritan Hospital Building. A motion was made by Councilwoman Crenshaw, and seconded by Councilman Leashore, for the City of Selma to go on record as being supportive of the request made by Miss Price to place a plaque at Good Samaritan Hospital to symbolize the role that Good Samaritan Hospital played in those times. **The motion carried with a unanimous (show of hands) vote of the Council members present.**

Mr. Frank J. Smith

Re: Citizens' Concerns

MAYOR'S REPORT

A. Water Works & Sewer Board. Mayor Perkins stated Councilman Leashore and Councilwoman Crenshaw, Mr. Aubrey Vick, and Reverend Lee Goodwin are members of the Water Board. Mayor Perkins further stated he wants the public to understand how they got to this point, and what is causing the confusion, the way he understands it. Mayor Perkins stated he is speaking as Superintendent of the Water Board, and as Mayor. Mayor Perkins stated it is his understanding that Councilman Randolph's seat expired, and when Councilman Randolph's seat expired, the Council then had the right to appoint a replacement for Councilman Randolph on that Board. Mayor Perkins further stated it is his understanding that Councilman Randolph and Councilwoman Allen were nominated, and a vote was called for. Mayor Perkins stated it is his understanding that in order to be appointed to a board, the appointee has to have the majority of the Council members present to vote for them in an affirmative vote. Mayor Perkins further stated as he recalls, nine members of the Council were present when the Council took the vote. Mayor

Perkins stated it is his understanding that the Ethics Law says that a person cannot vote for themselves to receive a benefit. Mayor Perkins further stated it is his understanding that at the time the vote was taken Councilman Randolph abstained from voting and did not vote at all, and Councilwoman Allen voted for herself, with no disclaimer of salary. Mayor Perkins stated at the time that happened the City Attorney mentioned the issue either after the meeting, or approaching the end of the meeting, and when he mentioned it, he questioned, and then he came back in the next meeting after having talked to the Ethics Commission, and he believes the League of Municipalities, and recommended to the Council that the Council should re-vote in order to clear up the issue; the issue being that it was Councilman Randolph's understanding that he could not vote for himself, and that Councilwoman Allen voted for herself, and if she had not voted for herself, neither would have been appointed, because a majority of the Council members present are five votes. Mayor Perkins further stated, as a consequence of that, Councilman Randolph's position, as he understands him saying it, is that if Councilwoman Allen had not voted for herself, then he would still be serving on that Board, because he would then be serving until the appropriate appointee is placed. Mayor Perkins stated it is his understanding that, subsequent to that, Councilwoman Allen came back and said publicly, that she would not accept a salary. Mayor Perkins further stated he has heard Councilman Randolph say that the fact that Councilwoman Allen now chooses not to accept a salary to avoid an ethics violation does not change the fact that the way she got to the Board was an inappropriate vote, so the only thing that he wanted to do was to clear it up by taking the vote over. Mayor Perkins stated it is his understanding that there are three ways to resolve this problem, and they are as follow: (1) according to the Judge's Order it is his understanding that the Water Board can file an Ethics Complaint against Councilwoman Allen; (2) however, the members of the Water Board are saying they do not want to file an ethics complaint; no one wants to pay the cost of litigation; and (3) So, the simple solution would be for the Council to take the vote over and let the "chips fall where they fall". Mayor Perkins further stated the Water Board does not have a way to resolve this issue because the Water Board has no jurisdiction; so when the Board convenes there are six people, two claiming they are on the seat, one because he says "well, if she had not voted for herself she would not be there", and the other one saying, "well, I voted for myself but now I'm not going to take money so I can sit here". Mayor Perkins stated the only practical way of handling this is to just vote over. Mayor Perkins further stated his understanding could be wrong but that is the way he understands it.

B. City of Selma - Website - Announcement. Mayor Perkins stated the City of Selma will launch its website publicly on August 27, 2007 at 4:00 p.m. in the City Council Chambers, the website will be [www. Selma-al.gov](http://www.Selma-al.gov). Mayor Perkins encourages everyone to come out, and witness the unveiling of this website.

C. Resolution #R238-06/07 - Transfer of Funds - Slavin Management Consultants - Police Chief Search. Mayor Perkins stated Resolution #R238-06/07 was discussed in the Work Session, and is the resolution that affords the finances for the purpose of engaging the SLAVIN Group as the search firm for the Police Chief. Mayor Perkins further stated the recommendations are to transfer monies from the various accounts listed in the resolution, total being \$25,000.00, which would be used to proceed with the execution of the contract. Mayor Perkins asks Council favorable consideration of said Resolution #R238-06/07, and that the Council provides the Mayor authorization to proceed with the execution of the service agreement presented by SLAVIN Management Consultants. A motion was made by Councilman Leashore, and seconded by Councilwoman Crenshaw, to approve Resolution #R238-06/07, with the transfer of monies from the recommended account, along with the authorization to Mayor Perkins to proceed in the execution of the service contract with SLAVIN Management Consultants. A roll call vote was taken and the motion passed with a majority vote of the Council members present. There were seven ayes and one nay vote. Councilman Cain cast a nay vote, stating he votes "no" and thinks the money should come from a general government account. Mayor Perkins stated, for the record, specific to that vote, that all departmental budgets are a part of general government. Councilman Cain stated, "Mr. President, that is incorrect because there is a general government department and then there are separate departments."

D. Resolution #R234-06/07 - Fire Department's Firefighters Training. Mayor Perkins stated Resolution #R234-06/07 represents training for Firefighters in the amount of \$12,000.00. Mayor Perkins asks Council favorable consideration of said Resolution #R234-06/07. A motion was made by Councilwoman Crenshaw, and seconded by Councilman Leashore, to approve Resolution #R234-06/07, in the amount of \$12,000.00. A roll call vote was taken and the motion passed with a majority vote of the Council members present. There were seven ayes and one nay vote. Councilman Cain cast a nay vote.

E. **Resolution #R239-06/07 - Collocation Contract.** Mayor Perkins stated Resolution #R239-06/07 represents a resolution specific to the collocation of antennas under tower located at the County Courthouse, and asks Council favorable consideration of said resolution #R239-06/07. Mayor Perkins further stated many discussions have been held about this, and that the agreement attached has been reviewed by the City Attorney and is recommended for execution. A motion was made by Councilman Leashore, and seconded by Councilwoman Venter, to approve said Resolution #R239-06/07, along with the attached contract. Mayor Perkins also stated monies have already been appropriated for it. **A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.**

F. **List of City Boards' Appointments.** Mayor Perkins stated to Council that they should have before them the first draft of the Board Appointments, which will be updated and additional information will be added to it.

G. **Resolution #R236-06/07 - Weed and Seed Consultant.** Mayor Perkins asked Ms. Charlotte Griffeth to come forward to present Resolution #R236-06/07, and others. Ms. Griffeth read this resolution in its entirety. A motion was made by Councilwoman Martin, and seconded by Councilman Randolph, to approve Resolution #R236-06/07, which represents a request for permission to use \$2,500.00 from the Grant Application Preparation Line Item to enter into an agreement with a consultant to assist in preparation of the Application for Official Recognition of the City of Selma as a Weed and Seed Site, and authorizes Mayor Perkins to execute said agreement. **A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.**

H. **Resolution #R237-06/07 - St. James Architectural Consultant.** Ms. Griffeth presented Resolution #R237-06/07, and read it in its entirety. A motion was made by Councilwoman Martin, and seconded by Councilwoman Crenshaw, to approve said Resolution #R237-06/07, to request permission to use no more than \$5,000.00 from the St. James Hotel Refurbishing Line Item under the Tourism Budget (3.6000 411.0) to enter into said agreement. **A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.**

I. **Memorandum of Agreement - Autery Land Surveying and the City of Selma.** Ms. Griffeth presented the Memorandum of Agreement between Autery Land Surveying and the City of Selma, stating this Memorandum of Agreement is in reference to the property on Water Avenue referred to or owned by W. M. Stoudenmire. Ms. Griffeth further stated a survey of the property is needed for the acquisition of the property, and the cost for said services is in the amount of \$750.00, which will be reimbursed through the funding received for the acquisition of the property, and pre-development of the Riverfront. A motion was made by Councilwoman Martin, and seconded by Councilman Leashore, to approve said Memorandum of Agreement between Autery Land Surveying and the City of Selma. **A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.**

J. **FY 2007-2008 City Budget Report.** Mayor Perkins stated to President Evans and Council that he hopes that their calendar will permit them to get together on Thursday, August 16th, at 5:00 p.m., so that the staff and he can present by line item the proposed budget, and begin the process of working through, to develop a consensus. The Council members present concur.

K. **Sickle Cell Utilization of Office Space - Good Samaritan Hospital Building.** President Evans stated the Council is supposed to get together on the Good Samaritan Hospital Building, and that they will be setting up a date to meet on allowing that particular part of Good Samaritan Hospital to be used for Sickle Cell.

L. **Environmental Court - Update.** Mayor Perkins stated Attorney Nunn and Judge Chittom did visit Mobile, and were well received. Mayor Perkins further stated they had an opportunity to sit in on the court that they were "scouting" and that they are planning a follow-up trip with a larger delegation. Mayor Perkins stated that they are making progress in that area.

M. **Certified Police Officers - Update.** Mayor Perkins stated there is a total of 51. Councilman Cain stated to President Evans he would like to have a list of the current, certified active police officers, and also would like to know, of that number, how many are on patrol. Mayor Perkins stated to Councilman Cain if he would come by the office he would glad to provide him with this information. President Evans asked Councilman Cain to provide the members of the Council with a copy of the list once he has received it.

N. **Repairs to Public Safety Building - Update.** Mayor Perkins stated repairs are currently being made at the Public Safety Building and the Wilson Building. During discussion, Mayor Perkins asked Mrs. Debra Love to come forward and address the Council as it relates to this item, in an effort to explain repairs that are being made with regard to the mold study and other issues. Mrs. Love addressed the Council as per said study. Councilman Cain asked if the Council could receive a copy of that study, and Ms. Love indicated she would provide the Council with that information.

O. **Cost-of-Living Adjustment for Retired City Employees - Amount.** President Evans asked about the estimated cost for a cost-of-living raise for retirees, and Mayor Perkins stated that he was unsure at this time, but would make that information available for Council on Thursday.

P. **Trailer Unit - Located in Ward 7.** President Evans stated he would like to commend Mayor Perkins and other Council members on the mobile home unit being placed at the location in Ward 7, stating it looks good and he has heard good reports on it being there. During discussion, President Evans asked should it have been approved by the Council for the mobile unit to be placed there? Mayor Perkins stated that they were not going to be announcing where it was going to be placed, because that would be a decision made by the staff, or the Police Chief. President Evans stated this is procedural law, and he wants to make sure that we are following the laws on everything. President Evans further stated he is not against it, and that his only question was, why was it not brought before the Council for approval and that is all he is saying, and he would have supported it 100%. Councilman Leashore stated that is a part of police procedure, whatever daily function that they need, they should be able to do that, to set up anywhere. President Evans stated the Council needs to ask the City Attorney, does this have anything to do with the moratorium that they already have, and if it does not, he can accept that, for clarification purposes. Mayor Perkins stated to President Evans he encourages the Council to get with the City Attorney and, if it requires an amendment to the ordinance, then let it be, but he thinks it would be out of order for the department to come before the Council to get authorization to place the mobile unit where they feel it is needed for the purpose of dealing with crime issues.

Q. **Loud Noise - Statistics.** Mayor Perkins stated to Council that they should have in their packets the Loud Noise statistics for the month, and there were a total of 21 citations written, 7 in Ward 8.

CITY ATTORNEY'S REPORT

A. **Trailer Unit - Located in Ward 7 - Mobile Homes and Trailers - Section 21½ Code.** Attorney Nunn read the section of the Code as it relates to mobile homes and trailers in its entirety. Attorney Nunn further stated this ordinance was first drafted in 1972, and revised it in 1988, and does not give a definition of a mobile home, so it leaves it up to the discretion of the Council in terms of what is classified as a mobile home and what is classified as a house trailer. Attorney Nunn stated if this unit is a mobile home then it comes under this Section. Councilman Leashore stated to President Evans he would like to go on record that he considers the trailer as a piece of police equipment used to combat crime, that has been placed in Ward 7. President Evans also stated to Council that they should go on record that it is a piece of police equipment used to combat crime. A motion was made by Councilwoman Crenshaw, and seconded by Councilman Leashore, to consider and clarify the mobile unit that is located in Ward 7, and any other parts of the community, as a piece of police equipment used to combat crime. **The motion carried with a unanimous (show of hands) vote of the Council members present.**

B. **Property Purchased - East Selma.** Attorney Nunn stated to Council that if they recall they have presented to the City Council on several occasions a piece of property in which the City of Selma purchased in 2002, in East Selma; said property is adjoining the East Pond Project, about 1½ acres, or a little more. Attorney Nunn further stated Ms. Joyce Kendrick had come before the Council, requesting conveyance of this property for the Johnathan Daniels Foundation so that housing duplexes (for rent or sale) can be placed on that piece of property, which was discussed in detail at the Work Session on Thursday. Attorney Nunn stated this conveyance and transfer will be done in the form of a resolution to be brought back before the Council for approval, and asks Council favorable consideration of said conveyance and transfer, and also authorization for Mayor Perkins to execute the document of the conveyance and transfer. A motion was made by Councilwoman Crenshaw, and seconded by Councilman Leashore, to convey and transfer the property to the Johnathon Daniels Foundation, authorization for Mayor Perkins to execute the Resolution. **A roll call vote was taken and the motion passed with a majority vote of the Council members present. There were seven ayes and one abstention. Councilwoman Allen abstained**

from voting. Attorney Nunn stated although the property is conveyed and transferred, the restriction is still there.

C. **Elected vs. Appointed School Board.** Attorney Nunn stated it was discussed at Work Session that the next step would be to have public hearings as it relates to an elected vs. an appointed school board, which would be coordinated through the Administrative Committee. President Evans stated he thinks the Council took a consensus vote to support an elected school board, and that they wanted to move forward in that direction. President Evans further stated now they would need to move forward with public hearings for the purpose of getting input from the citizens to move forward with that process. During discussion, a motion was made by Councilman Cain, and seconded by Councilwoman Martin, to proceed with public hearing meeting set for Monday, August 20th, at 6:00 p.m., at the Convention Center, or the Council Chambers, for the purpose of discussing elected school board vs. appointed school board, to get feedback from the citizens. **The motion carried with a unanimous (show of hands) vote of the Council members present. Councilwoman Crenshaw was absent from the Chambers when the vote was taken.**

D. **Donation of the Boley & Reed Building (Blanton Building) to the City of Selma.** Attorney Nunn stated to Council that they should have before them a letter from Attorney Allen S. Reeves in reference to a piece of property that is located on Water Avenue, which adjoins the Phoenix Building. Attorney Nunn further stated Dr. Blanton proposes to donate the Boley & Reed Building, also known as, the Blanton Building to the City of Selma to be used to further its re-development project and clean-up on Water Avenue. Ms. Charlotte Griffeth also addressed the Council in reference to this donation of property. Ms. Griffeth asks Council to give Attorney Nunn permission to prepare the necessary documents for this transfer. A motion was made by Councilwoman Venter, and seconded by Councilwoman Martin, to approve the donation of the Boley & Reed Building to the City of Selma. **A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.** Attorney Nunn stated into the record that a Phase I Environmental Assessment Study was also conducted on that site, and revealed no evidence of recognizable environmental conditions in connection with the property.

E. **St. James Hotel - Update.** Attorney Nunn stated the Lease Agreement has been executed by the City of Selma and Gourmet Services. Attorney Nunn asked Ms. Griffeth to come forward and give an update on the figures of where we are with the St. James Hotel. Ms. Griffeth stated the report she is giving is not a final report, in that the final bills have not been received as of yet. Ms. Griffeth further stated we have the following: Total Inflows - \$69,001.25; Total Outflows - \$59,032.91 with a difference of \$9,968.34, as of this report; Anticipated Additional Inflows which involves accounts receivables, and outstanding bills for meetings and banquet, and there are some invoices that they plan to present to Gourmet Services for food item inventory for those items that were left during the time that they closed out on July 31st, amounting to over \$1,300.00. Ms. Griffeth stated the anticipated outflows involve the taxes, and the last payrolls, about 4 additional days owed to the employees, plus the last contract, and this amounts to about \$10,710.42. Ms. Griffeth further stated they did cash flow, with a difference of \$5,374.77. Ms. Griffeth stated to President Evans she thinks it would be good to wait until the final report with all of the final bills to present for approval by the Council.

F. **A.M.I.C. - Statement for Claims Paid.** Attorney Nunn stated to Council that they should have before them a Statement from A.M.I.C. (Alabama Municipal Insurance Corporation), representing five claims, which have been paid by insurance company in the amount of \$12,113.26, and asks Council approval of the same. During discussion, a motion was made by Councilwoman Martin, and seconded by Councilman Leashore, to approve payment of the invoice from A.M.I.C. in the amount of \$12,113.26. **A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.**

G. **Nix Holtsford Gilliland Higgins & Hitson, P.C. - Invoice for Services - Kindaka Sanders vs. City of Selma - Lawsuit.** Attorney Nunn stated they have researched to determine whether or not the remaining Attorney's Fees relative to this lawsuit have been voted on, and he is now asking the Council's approval of the same, in the amount of \$12,804.72, to the Firm of Nix Holtsford. A motion was made by Councilwoman Crenshaw, and seconded by Councilman Randolph, to approve payment of the Attorney's Fees to the Firm of Nix Holtsford in the amount of \$12,804.72. **A roll call vote was taken and the motion passed with a unanimous vote of the Council members present.**

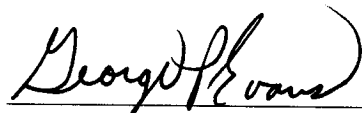
H. **Resolution #R237-06/07 - Re: Water and Sewer Board of the City of Selma.** Attorney Nunn stated, per the request of Councilman Randolph, Resolution #R237-06/07 was prepared and was discussed at the Work Session on Thursday, and is presented for discussion at this time. President Evans stated to Attorney Nunn, "no disrespect to him", but they, as a Council,

have no jurisdiction on this matter, and he thinks as a Council, they do not need to hear this matter, and is out of the hands of the Council at this time. President Evans further stated this matter has been before a Judge who made a ruling, and this should actually go before the Ethics Commission or the Attorney General, and not be coming before this Council for them to vote again. President Evans further stated in many cases, if they vote again, what is going to happen, and he thinks they all will agree, if Councilwoman Allen abstains, and Councilman Randolph, the vote is going to be a 4-4 vote, and they will get no where except to go back to the original motion, and the original motion is that Councilwoman Allen is on the Water Board by a 5-3 vote, he believes. President Evans stated it is not for the Council to go and modify that, and if she is in violation, then the Board should write the Ethics Commission for an opinion. President Evans further stated this matter is in the hands of the Water Board and Councilwoman Allen, if she wants to pursue that, and they as a Council should not be dealing with this anymore.

President Evans stated once the Council appoints, then they have no more jurisdiction, and if the Board wants to "block" that then they need to go through the proper procedure by filing an Ethics complaint with the Ethics Commission or the Attorney General for them to rule, and once they rule, follow that guideline. President Evans further stated this is his assessment of the matter. President Evans further stated to Attorney Nunn, that his discussion is not against him and his discussion of the matter is not against him, and he is doing a good job for which he appreciates, but he, as "Chair" is not going to entertain a motion on this matter, unless the Council decides to overrule the "Chair". Attorney Nunn stated to President Evans, in all fairness, he wants to mention that during the Work Session on Thursday, it was requested that Resolution #R237-06/07 be read into the minutes. President Evans stated to Attorney Nunn that the Work Session is not an official meeting, and that this is the official Council meeting, and the "Chair" is ruling that the Resolution can be attached to the minutes if they like. Councilman Leashore stated to President Evans that he is the one who asked that the Resolution be read into the record. A motion was made by Councilman Leashore, and seconded by Councilwoman Crenshaw, that Attorney Nunn read Resolution #R237-06/07 that has been presented at this time. Councilman Cain stated the motion is out of order, and that they cannot come and present something of this nature. President Evans stated they can make a motion to read a resolution, but indicated as "Chair" he is not going to entertain the motion for any discussion. Councilman Randolph asked President Evans if he was saying that Councilwoman Allen was on the Board, and President Evans stated, "Yes Sir". Councilman Randolph further stated he disagrees with him on that, because "she cannot vote for herself; he abstained, and the Judge did not say that; he did not rule that she goes over there". Councilwoman Allen stated to President Evans that she does think that the motion is out of order, and "I will say again that I am rightfully on that Board". "I will also say again that this is 'sour grapes' as it relates to Mr. Randolph; he knows that he did not have a majority vote, and I will also say that it has been incorrect what has already been stated as it relates to that vote, but I also agree, Mr. President, that I have been elected by this Council; the Water Board if they choose to continue do frivolous litigation, then take me up to the Ethics Board". Councilwoman Allen further stated, "I have talked with the Ethics Board; I am not taking a dime, and I really think this has to do with who's going to get the money; I don't want the money but somebody wants the money. Councilwoman Allen stated she is going to say that "I deserve this place; it is my legal right, and I will not be forced to go against my legality".

Councilman Cain stated, "Mr. President, I agree with everything that Councilwoman Allen has said, and would like to add that the Judge has ruled twice". Councilman Cain further stated, "basically, the Council has made authority in this matter by a 5-3 vote; the Ethics Commission stated clearly that Councilwoman Allen can serve on the Water Board, and the problem is again, 'sour grapes'". Councilman Cain also stated, "I am glad that Councilwoman Allen, her character and her integrity is going to be a part of that Board". Councilwoman Crenshaw stated, "what is happening here is something that has been going on for a long time and it started way back before the Water Board issue". Councilwoman Crenshaw further stated, "it started back when Mayor Perkins was elected; there were four people who met at Morning Star to talk about what we needed to change on the City Council and how we would move Selma forward by voting for the right thing; well you've had four who did not deal with the "Willie Lynch theory"; they decided they would stick together and move forward, nothing personal". Councilwoman Crenshaw also stated, "because we have stayed together and tried to move Selma in the right direction, it has been every opportunity to break that bond; first of all, they go on T.V. calling Councilwoman Venter ignorant and crazy". President Evans stated to Councilwoman Crenshaw, "listen to me, you are out of order; this has nothing to do with this resolution; you are definitely out of order, Councilwoman Crenshaw". Councilwoman Crenshaw, stated to President Evans, "we will take a poll on that but meantime, you have allowed everybody in here to demean people and talk about people. . . the second thing was Councilman Leashore's salary; the third thing was to come after us on the Water Board; all of these things, the intent was to "break the bond"; Mr. Randolph was the one they meant to come after, so to re-do the vote would mean that Councilman Randolph would have to stay". President Evans stated, "Officer, escort Councilwoman Crenshaw out of this

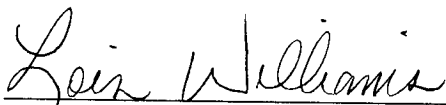
Chamber". President Evans stated to Councilwoman Crenshaw that she was going to have to leave the Chambers. A motion was then made by Councilman Leashore, and seconded by Councilman Randolph, that this Council overrules the Chair in his decision to ask Councilwoman Crenshaw to remove herself from the Council Chambers. A roll call vote was taken and the motion passed with a majority vote of the Council members present. There were four ayes and four nay votes. President Evans stated the vote was taken and his action was not over-ruled, and stated to Councilwoman Crenshaw that she would have to leave the Chambers. Councilwoman Crenshaw stated to President Evans that the motion failed because a majority was not gotten. President Evans stated to Councilwoman Crenshaw if she was not going to leave, and the Officer was not going to remove her because the Officer could not touch her, therefore, he called for a motion to adjourn. A motion was made by Councilman Cain, and seconded by Councilwoman Allen, to adjourn following discussion of the above. By unanimous consent, the meeting was adjourned at 7:35 p.m.



GEORGE P. EVANS, *Council President*

ATTEST:

APPROVED:



LOIS WILLIAMS, *City Clerk*



JAMES PERKINS, JR., *Mayor*